

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
YVETTE EVANS	:	VIOLATIONS:
	:	18 U.S.C. § 924(a)(1)(A) (false statements to a federal firearms dealer - 3 counts)
	:	Notice of additional factors

INDICTMENT

COUNTS ONE THROUGH THREE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. C&C Sports Center (“C&C”), located at 101 Geiger Road, in Philadelphia, Pennsylvania, possessed a federal firearms license (“FFL”) and was authorized to deal in firearms under federal laws.

2. The Philadelphia Archery and Gun Club, located at 831 Ellsworth Street, in Philadelphia, Pennsylvania, possessed a federal firearms license and was authorized to deal in firearms under federal laws.

3. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations promulgated under the authority of Title 18, United States Code, Chapter 44 (Sections 921-929) govern the manner in which an FFL holder may sell firearms and ammunition.

4. The rules and regulations governing FFL holders require that a person seeking to purchase a handgun fill out a “Firearms Transaction Record,” ATF Form 4473. Part of the ATF Form 4473 requires that the prospective purchaser certify truthfully, subject to penalties of perjury, that he or she is the actual buyer of the firearm. The ATF Form 4473 contains language warning that “[t]he federal firearms laws require that the individual filling out this form must be buying the firearm for himself or as a gift. Any individual who is not buying the firearm for himself or herself or as a gift, but who completes this form, violates the law.”

5. FFL holders are required to maintain a record, in the form of a completed ATF Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder.

6. A person who falsely completes ATF Form 4473 and falsely states that he or she is buying a firearm for himself or herself when he or she is intending to purchase a firearm for another person is a “straw purchaser.”

7. On or about the dates listed below, in the Eastern District of Pennsylvania, defendant

YVETTE EVANS,

in connection with the acquisition of the firearms listed below, from the FFL holders listed below, knowingly made false statements and representations with respect to information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in the FFL holder’s records, in that defendant EVANS certified on the ATF Form 4473, Firearms Transaction Record forms, that she was the actual buyer of the firearms listed below, when, in fact, as she well knew, her statements and representations were false and fictitious:

Count	Date	Location	Firearm	Serial Number
1	6/22/04	C&C Sports Center 101 Geiger Road Philadelphia, PA	Hi-Point “Model CP ” .9mm pistol	P1208796
2	7/13/04	Philadelphia Archery and Gun Club 831 Ellsworth Street, Philadelphia PA	Firestorm “Model FS” .9mm pistol	579795
3	7/18/04	Philadelphia Archery and Gun Club 831 Ellsworth Street, Philadelphia PA	Hi-Point “Model JHP ” .45 caliber pistol	X413538

All in violation of Title 18, United States Code, Section 924(a)(1)(A).

NOTICE OF ADDITIONAL FACTORS

THE GRAND JURY FURTHER CHARGES THAT:

1. In committing the offenses charged in Counts One through Three of this indictment, defendant YVETTE EVANS :

a. Committed offenses involving at least three firearms, as described in U.S.S.G. § 2K2.1(b)(4).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney